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9 NOT FOR CITATION
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 FRANCISCO PARTIDA,

No. C 08-0867 JF (PR)

13 Petitioner,

ORDER OF DISMISSAL WITHOUT
PREJUDICE

14 v.

15 GENTE DEL ESTADO DE CALIFORNIA,

16 Respondent.

17 _____ / (Docket No. 2)

18 **United States District Court**

19 Petitioner seeks a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner filed
20 an incomplete motion to proceed in forma pauperis on February 8, 2008. On that same day,
21 the Clerk of Court sent a notification to Petitioner that his in forma pauperis application was
22 incomplete because he failed to submit a certificate of funds from his prisoner account and a
23 trust account statement showing transactions for the prior six months. The Clerk of Court
24 provided a copy of the correct form for application to proceed in forma pauperis, instructions,
25 and a notification that the case would be dismissed if Petitioner failed to pay the fee or file
26 the completed application within thirty days. As of the date of this order, Petitioner has not
27 responded.

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1 Accordingly, this case is DISMISSED without prejudice for failure to pay the filing fee or
2 file a completed in forma pauperis application. Petitioner's incomplete motion to proceed in
3 forma pauperis (docket no. 2) is DENIED. The Clerk shall terminate any pending motions
4 and close the file.

5 IT IS SO ORDERED.

6 Dated: 3/31/08


JEREMY FOGEL
United States District Judge

18 United States District Court
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